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6	UNITED STATES DISTRICT COURT
7	DISTRICT OF NEVADA
8	L. SEVILLE PARKS,) 3:04-CV-615-KJD (RAM)
9	Plaintiff,
10) REPORT AND RECOMMENDATION vs.) OF U.S. MAGISTRATE JUDGE
11	RICHARD FALGE, et al.,
12	Defendants.)
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14	This Report and Recommendation is made to the Honorable Kent J. Dawson, United States
15	District Judge. The action was referred to the undersigned Magistrate Judge pursuant to 28 U.S.C.
16	§ 636(b)(1)(B) and the Local Rules of Practice, LR IB 1-4.
17	Plaintiff has filed a Motion to Dismiss without Prejudice (Doc. #136). In his Motion Plaintiff
18	requests that the court enter an order dismissing this case without prejudice. Plaintiff's Motion should
19	be granted.
20	<u>RECOMMENDATION</u>
21	IT IS THEREFORE RECOMMENDED that the District Judge enter an order dismissing this
22	case without prejudice.
23	The parties should be aware of the following:
24	1. That they may file, pursuant to 28 U.S.C. § 636(b) (1) (C) and Rule IB 3-2 of the Local
25	Rules of Practice, specific written objections to this Report and Recommendation within ten (10) days
26	of receipt. These objections should be titled "Objections to Magistrate Judge's Report and
27	Recommendation" and should be accompanied by points and authorities for consideration by the
28	District Court.

1	2. That this Report and Recommendation is not an appealable order and that any notic
2	of appeal pursuant to Rule 4(a) (1), Fed. R. Civ. P., should not be filed until entry of the District Court'
3	judgment.
4	DATED: May 25, 2006.
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7	UNITED STATES MAGISTRATE JUDGE
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